

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

LOUISE SPIERING and RAY  
SPIERING, Husband and wife,

Plaintiffs,

vs.

GOVERNOR MIKE JOHANNNS, In  
his individual capacity and official  
capacity as Governor of the State of  
Nebraska, ATTORNEY GENERAL  
JON BRUNING, In his individual  
capacity and official capacity as  
Attorney General of the State of  
Nebraska, NANCY MONTANEZ, In  
her individual capacity and official  
capacity as Director of the Nebraska  
Department of Health and Human  
Services, RICHARD RAYMOND, In  
his individual capacity and official  
capacity as Director of the Nebraska  
Department of Health and Human  
Services Department of Regulation  
and Licensure, and JULIE MILLER,  
In her individual capacity and official  
capacity as Coordinator of the  
Nebraska Department of Health and  
Human Services Newborn Screening  
Program,

Defendants.

4:04CV3385

**MEMORANDUM  
AND ORDER**

This chambers has received a letter-brief dated July 25, 2006 from counsel representing a non-party to this case. I will direct the Clerk of Court to file the letter-

brief, and, treated as a miscellaneous motion, I will deny it because prior leave to appear as amicus curiae has not been sought and permission has not been granted.

IT IS ORDERED:

1. The Clerk of Court shall file the July 25, 2006 letter-brief received by this chambers;
2. Treating the July 25, 2006 letter as a motion, the motion is denied and the court will not consider the brief.

July 26, 2006.

BY THE COURT:

*s/Richard G. Kopf*  
United States District Judge